

1 SCOTT N. SCHOOLS, SC SBN 9990  
 2 United States Attorney  
 2 JOANN M. SWANSON, CSBN 88143  
 Assistant United States Attorney  
 3 Chief, Civil Division  
 MELANIE L. PROCTOR, CSBN 228971  
 4 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 6 Telephone: (415) 436-6730  
 FAX: (415) 436-6927

7 Attorneys for Defendants

9  
 10  
 11 UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

12 MIKHAIL A. KAPLUNOV, )  
 13 Plaintiff, ) No. C 07-4667 JW  
 14 v. )  
 15 MICHAEL CHERTOFF, Secretary of ) **STIPULATION TO DISMISS; AND**  
 Department of Homeland Security; ) **[PROPOSED] ORDER**  
 16 ROBERT S. MUELLER, III, Director of )  
 Federal Bureau of Investigation; )  
 17 EMILIO T. GONZALES, Director of U.S. )  
 Citizenship and Immigration Services; )  
 18 FRANK SICILIANO, San Jose Field Office )  
 Director of U.S. Citizenship and Immigration )  
 19 Services; )  
 20 Defendants. )  
 21

22 Plaintiff, appearing pro *se*, and Defendants, by and through their attorneys of record, hereby  
 23 stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without  
 24 prejudice in light of the fact that the United States Citizenship and Immigration Services is now  
 25 prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days  
 26 of the dismissal of this action.

27 ///

28 ///

Stipulation to Dismiss  
 C07-4667 JW

1 Each of the parties shall bear their own costs and fees.

2

3 Dated: October 31, 2007

Respectfully submitted,

4

SCOTT N. SCHOOLS  
United States Attorney

5

6

*/s/*  
MELANIE L. PROCTOR  
Assistant United States Attorney  
Attorney for Defendants

7

8

9 Dated: October 30, 2007

*/s/*  
MIKHAIL A. KAPLUNOV  
*Pro se*

10

11

12

13

14 **ORDER**

15

Pursuant to stipulation, IT IS SO ORDERED.

16

17 Date:

---

JAMES WARE  
United States District Judge

18

19

20

21

22

23

24

25

26

27

28